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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JIM and SHELLY HEATH, on behalf of
10 themselves and all others similarly situated,

11 Plaintiffs,

12 v.

C10-388Z

13 ING FINANCIAL PARTNERS, INC., et al.

ORDER OF DISMISSAL

14 Defendants.

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17 Counsel having notified the Court of the settlement of this matter and it appearing that
18 no issue remains for the Court's determination,

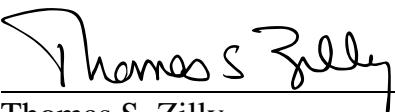
19 NOW, THEREFORE, IT IS ORDERED that this case is DISMISSED with prejudice
20 and without costs.

21 In the event settlement is not perfected, either party may move to reopen and trial will
22 be scheduled, provided such motion is filed within **60** days of this date.

23 IT IS SO ORDERED.

24 The Clerk of this Court is directed to send uncertified copies of this Order to all
25 counsel of record.

1 DATED this 22nd day of June, 2010.
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Thomas S. Zilly

United States District Judge